

CRM-M-24250-2016

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

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Date of Decision: 06.09.2016

Madhu and another

... Petitioners

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Sandeep Arora, Advocate,
for the petitioners.

Ms. Shivali, AAG, Punjab.

INDERJIT SINGH, J.

Petitioners have filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.81 dated 18.05.2016, registered at Police Station Division No.5, Jalandhar, under Sections 323, 328 and 506 of the Indian Penal Code.

Notice of motion was issued in this case.

Ms. Shivali, AAG, Punjab has put in appearance on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioners as well as learned State counsel and gone through the record.

From the record, I find that the present FIR was got registered by Lovely having allegations that her sister-in-law (*jethani*), Madhu put some poisonous substance in her cooked vegetable. The report of FSL has

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not been received so far.

In pursuance of the interim order dated 16.08.2016 passed by this Court, the petitioners have already joined the investigation. They are not required for custodial interrogation. Nothing is to be recovered from the present petitioners.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case and no useful purpose will be served by sending the petitioners to custody, I find merit in this petition and the same is allowed. The order dated 16.08.2016, granting interim bail to the petitioners, is made absolute. However, the petitioners shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

06.09.2016

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No